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Attorneys for Intervenor-Defendant
NANA REGIONAL CORPORATION

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

ENOCH ADAMS, JR., LEROY ADAMS,
ANDREW KOENIG, JERRY NORTON,
DAVID SWAN and JOSEPH SWAN,

Plaintiffs,

v.

TECK COMINCO ALASKA
INCORPORATED,

Defendant,

NANA REGIONAL CORPORATION, and
NORTHWEST ARCTIC BOROUGH,

Intervenor-Defendants.

Case No.: A:04-cv-0049 (JWS)

**DECLARATION OF JAMES E.
TORGERSON IN SUPPORT OF
REPLY TO MOTION TO STRIKE
PLAINTIFFS' NEW EXPERT
REPORTS**

I, James E. Torgerson, declare as follows:

1. I am an attorney for Defendant-Intervenor NANA Regional Corp., Inc. in the above-entitled case.

2. Attached as Exhibit O is a true and correct copy of the transcript of excerpts of the August 9, 2007 planning conference.

3. Attached as Exhibit P is a true and correct copy of the Declaration of Joseph Diehl.

4. Attached as Exhibit Q is a true and correct copy of the Declaration of Rachel Davis.

5. I have reviewed the updated expert reports submitted by Teck Cominco's experts on January 18, 2008. There are two of them. They total about 20 pages in length.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 29th day of February, 2008, at Anchorage, Alaska.

/S/ James E. Torgerson

James E. Torgerson

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing DECLARATION OF JIM TORGERSON IN SUPPORT OF REPLY TO MOTION TO STRIKE PLAINTIFFS' NEW EXPERT REPORTS was served via the method indicated below this 29th day of February, 2008, on the following parties:

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DECLARATION OF JIM TORGERSON IN SUPPORT OF REPLY TO MOTION TO STRIKE PLAINTIFFS' NEW EXPERT REPORTS

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